

**27615. Honey.** (F.D.C. No. 46177. S. No. 71-373 R.)

QUANTITY: 52 cases, 12 jars each, at Duluth, Minn.

SHIPPED: 6-16-61 and 6-29-61, from Clayton, Wis., by F. E. McClintock.

LABEL IN PART: (Jar) "McClintock's Golden Sweet Pure Honey U.S. No. 1 White Net Wt. 1 lb. F. E. McClintock Clayton, Wis."

RESULTS OF INVESTIGATION: Examination showed that the article was short weight.

LIBELED: 8-19-61, Dist. Minn. ✓

CHARGE: 403(e) (2)—when shipped, the article failed to bear a label containing an accurate statement of the quantity of contents.

DISPOSITION: 10-16-61. Default—delivered to a charitable institution.

**27616. Ice cream topping.** (F.D.C. No. 46595. S. Nos. 13-502/5 T.)

QUANTITY: 29 cases, each containing 12 bottles in various flavors, butterscotch, pineapple, chocolate, and strawberry, at Appleton, Wis.

SHIPPED: 8-18-61 and 9-1-61, from Omaha, Nebr., by O-So-Good Food Products Co.

LABEL IN PART: (Btl.) "O-So-Good Sundae Topping (various flavors) \* \* \* Net Wt. 17 Ozs. O-So-Good Products Co., Omaha, Nebr."

RESULTS OF INVESTIGATION: Examination showed that the articles were short weight.

LIBELED: 10-20-61, E. Dist. Wis. ✓

CHARGE: 403(e) (2)—when shipped, the articles failed to bear a label containing an accurate statement of the quantity of contents.

DISPOSITION: 11-16-61. Default—delivered to charitable institutions.

**27617. Ice cream topping.** (F.D.C. No. 46302. S. Nos. 71-489/90 R.)

QUANTITY: 39 cases, 12 jars each, of strawberry topping, and 29 cases, 12 jars each, of butterscotch topping, at Madison, Wis.

SHIPPED: 5-17-61 and 5-31-61, from Omaha, Nebr., by O-So-Good Food Products Co.

LABEL IN PART: (Jar) "O-So-Good Sundae Topping Strawberry [or "Butterscotch"] \* \* \* Net Wt. 17 ozs. O-So-Good Food Products Co. Omaha, Nebr."

RESULTS OF INVESTIGATION: Examination showed that the articles were short weight.

LIBELED: 8-17-61, W. Dist. Wis. ✓

CHARGE: 403(e) (2)—when shipped, the articles failed to bear a label containing an accurate statement of the quantity of contents.

DISPOSITION: 9-23-61. Default—delivered to a charitable institution.

## DAIRY PRODUCTS

### BUTTER

**27618. Butter.** (F.D.C. No. 45683. S. No. 49-666 R.)

INFORMATION FILED: 6-30-61, Dist. Colo., against Bredan Creamery, Inc., Denver, Colo., and George C. Young, Sr., president.

**ALLEGED VIOLATIONS:** On 8-24-48, the defendants caused to be given to a firm engaged in the business of shipping butter in interstate commerce a guaranty to the effect that butter shipped and delivered by the defendants under the guaranty would not be adulterated. On 9-29-60, the defendants caused to be shipped and delivered to the holder of the guaranty, at Denver, Colo., quantities of butter which was adulterated.

**CHARGE:** 402(b)(1)—a valuable constituent, milk fat, had been in part omitted from the article; and 402(b)(2)—a product which contained less than 80 percent by weight of milk fat had been substituted for butter.

**PLEA:** Guilty.

**DISPOSITION:** 8-25-61. Corporation fined \$250; individual placed on probation for 1 year.

**27619. Butter.** (F.D.C. No. 46281. S. No. 98-346 R.)

**QUANTITY:** 1,262 64-lb. ctns. at Kansas City, Kans.

**SHIPPED:** 7-22-61, from Madison and Omaha, Nebr.

**RESULTS OF INVESTIGATION:** Inspection showed that the article had been damaged in transit and had been removed from the damaged rail cars during rain by employees wearing muddy shoes.

**LIBELED:** 8-30-61, Dist. Kans. ✓

**CHARGE:** 402(a)(3)—contained mud and muddy water while held for sale.

**DISPOSITION:** 9-7-61. Consent—claimed by Kay Gee Sales, Inc., Kansas City, Mo. Segregated; 1,120 lbs. converted for technical use.

**27620. Butter.** (F.D.C. No. 43767. S. No. 27-726 T.)

**QUANTITY:** 124 64-lb. cubes at Chicago, Ill.

**SHIPPED:** 9-14-61, from Ravenwood, Mo., by Ravenwood Coop. Creamery.

**LABEL IN PART:** "Creamery Butter Berkshire Foods, Inc. Chicago, Ill. A254."

**RESULTS OF INVESTIGATION:** Examination showed that the article contained insect fragments, insects, and rodent hairs.

**LIBELED:** 9-20-61, N. Dist. Ill. ✓

**CHARGE:** 402(a)(3)—contained a filthy substance when shipped.

**DISPOSITION:** 10-6-61. Consent—claimed by Berkshire Foods, Inc., Chicago, Ill., and denatured for use in making soap.

### CHEESE

**27621. Swiss cheese.** (F.D.C. No. 46442. S. No. 4-267 T.)

**QUANTITY:** 10 cases, 12 1-lb. pkgs. each, at Landover, Md.

**SHIPPED:** 8-18-61, from Philadelphia, Pa., by New York Cheese Co.

**LABEL IN PART:** (Pkg.) "Blue Ribbon Super Special Wisconsin Sliced Swiss Cheese \* \* \* Distributed by Grand Union Company, Washington, D.C."

**RESULTS OF INVESTIGATION:** Examination showed that artificial holes, or eyes, had been cut into the cheese.

**LIBELED:** 9-7-61, Dist. Md. ✓

**CHARGE:** 402(b)(3)—when shipped, artificial holes, or eyes, had been cut into the cheese, thereby concealing inferiority of the product.

**DISPOSITION:** 10-3-61. Default—destruction.